



**BANNER & WITCOFF, LTD.**  
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<b>TO:</b>	<b>FROM:</b>
Examiner Yu	Binal J. Patel
<b>COMPANY:</b>	<b>DATE:</b>
U.S.P.T.O.	October 16, 2002
<b>FAX NO.:</b>	<b>TOTAL NO. OF PAGES:</b> (including cover sheet)
703-746-8878	9
<b>YOUR REFERENCE NO.:</b>	<b>OUR REFERENCE (C/M) NO.:</b>
	11738.86893
<b>RE:</b> U.S. Serial No. 09/560,064	
"Patient Directed Therapy Management"	
Group Art Unit: 3736	
<i>If you do not receive all page(s) or have any problems receiving this transmission, please call:</i>	
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Mary Beth Carlson	312-258-3582

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**CERTIFICATE OF MAILING**  
**(PATENT APPLICATION)**

Express Mail No. EL949630735US

Deposited: October 11, 2002

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By: \_\_\_\_\_

Application of: Bauhahn et al.

Application No.: 09/560,064

Filing Date: April 27, 2000

Title: Patient Directed Therapy Management

Transmitted herewith are the following documents:

- X Transmittal Form (1 page) in duplicate
- X Fee Transmittal (1 page) in duplicate
- X Preliminary Amendment (3 pages)
- X Return Postcard

Attorney Case No.: 11738.86893



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**Mailing Lab 1**  
Label 11-F August 2000

**UTILITY**  **DESIGN**  **PATENT** B&W Ref. **11-38 86893** Date **10-11-02**  
 Serial/Pass. No. **10/246,344** Amt. **0.00** **AWARD** **2002**  
 Inventor **Brian J. Wacker** **22-201** Client **Medtronic**  
 Title **Spine Aligned Therapy Management**

The following has been received in the U.S. Patent and Trademark Office on the date stamped herein:

Transmittal  Fee Transmittal w/Auth. to Charge Deposit Account  
 Nonpublication Request under 35 USC 122(e)(2)(B)(i) PTO/SB/35  
 Application Data Sheet (ADS)  Initial  Supplemental  
 **total pp Spec., including: # of Claims** \_\_\_\_\_  
 (# of independent claims)  Abstract  
 Drawings  Formal  Informal  
 # of distinct sheets \_\_\_\_\_ Pgs. \_\_\_\_\_  
 Declaration/Power of Attorney  Executed  Unexecuted  
 Assignment w/Recordation Form Cover Sheet PTO-1595  
 IDS  PTO/SB/08A  PTO/SB/42  References  w/fee  
 Preliminary Amendment  
 Priority Claim (Foreign or U.S. Provisional) B&W # \_\_\_\_\_

Country \_\_\_\_\_ Appl. # \_\_\_\_\_ Date \_\_\_\_\_  
 w/Foreign Priority Document(s)  
 Application:  CIP  Continuation  Divisional  
 Parent Ser. No. \_\_\_\_\_ B&W# \_\_\_\_\_  
 U.S. Provisional \_\_\_\_\_ pp Spec/Claims: Cover Sheet  
 Response to Notice of Missing Parts/Requirements: dd \_\_\_\_\_  
 Response to Notice to File Corrected Appln. Papers: dd \_\_\_\_\_  
 Request for Corrected:  Filing Receipt  Assignment

Response to Restriction/Election Requirement  
 Amendment  Response: OA dd \_\_\_\_\_  
 Petition for Extension of Time until \_\_\_\_\_  
 CPA  RCE  w/Ext of Time: OA dd \_\_\_\_\_  
 Notice of Appeal & Fee  
 Brief  Appeal & Fee  Reply  
 Request for Oral Hearing  
 Submission of Formal Drawings  
 Amendment under 37 CFR 1.312  
 Fee(s) Transmittal (in duplicate)  Issue Fee  Publication Fee  
 Advance Order (# of Copies) \_\_\_\_\_  
 Fee Address: Indication Form PTO/SB/47  
 Request for Certificate of Correction  
 Maintenance Fee Transmittal PTO/SB/45 (in duplicate)  
 Certificate of Mailing by Express Mail Under 37 CFR 1.10  
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PTO/SB/21 (08-00)

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Approved for use through 10/31/2002. OMB 0651-0031

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/560,064	
		Filing Date	April 27, 2000	
		First Named Inventor	Bauhahn et al.	
		Group Art Unit	3736	
		Examiner Name	n/a	
Total Number of Pages in This Submission		5	Attorney Docket Number	11738.868893

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Express Mail Certificate</b> <b>Return Receipt Postcard</b>
Remarks		The Commissioner is hereby authorized to charge any deficiencies in payment or credit any over payment to our Deposit Account 19-0733.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Banner & Witcoff, Ltd. Binal J. Patel	
Signature		
Date	October 11, 2002	

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 246)

Complete if Known

Application Number	09/580,084
Filing Date	April 27, 2000
First Named Inventor	Ruth Bauhahn
Examiner Name	n/a
Group / Art Unit	3736
Attorney Docket No.	011738.000086

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money  Other  None  
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## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	
SUBTOTAL (1)		(\$ 0)	

## 2. EXTRA CLAIM FEES

Total Claims	39	-30 **	= 9	Extra Claims	Fee from below	Fee Paid
Independent Claims	5	-4 **	= 1	X 84	= 84	
Multiple Dependent				X 0	= 0	

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
103 18	203 9	Claims in excess of 20	
102 84	202 42	Independent claims in excess of 3	
104 280	204 140	Multiple dependent claim, if not paid	
109 84	209 42	** Reissue independent claims over original patent	
110 18	210 8	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)		(\$ 246)	

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 820	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 480	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17 (q)	
126 180	126 180	Submission of Information Disclosure Stmt	
561 40	561 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination or a design application	

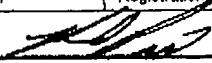
Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 0)

## SUBMITTED BY

Name (Print/Type)	Blinal J. Patel	Registration No. Attorney/Agent	42,065	Telephone	312.715.1000
Signature				Date	October 11, 2002

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